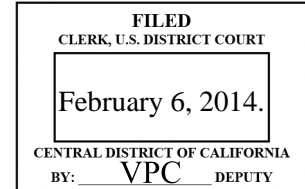


PAWEL R. SASIK (SBN 240672)  
PawelSasik@gmail.com  
**THE LAW OFFICES OF PAWEL R. SASIK**  
5350 Topanga Canyon Boulevard  
Woodland Hills, California 91364  
Tel.: (310) 571-5206

ANDREW J. SOKOLOWSKI (SBN 226685)  
andrew@sokolawfirm.com  
**THE LAW OFFICE OF ANDREW J. SOKOLOWSKI**  
2276 Torrance Boulevard  
Torrance, California 90501  
Tel.: (424) 254-8817  
Fax: (866) 489-0330

RHETT T. FRANCISCO (SBN 232749)  
rhett\_francisco\_law@yahoo.com  
**THE LAW OFFICES OF RHETT T. FRANCISCO**  
5350 Topanga Canyon Boulevard  
Woodland Hills, California 91364  
Tel.: (818) 319-9879  
Fax: (888) 390-4816

Attorneys for Plaintiffs  
REBEKAH GEARE and RAIN MITCHELL



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

REBEKAH GEARE, an individual;  
RAIN MITCHELL, an individual; on  
behalf of themselves, on behalf of all  
others similarly situated, and as  
aggrieved employees under the  
California Private Attorney General  
Act,

Plaintiffs,

v.

LULULEMON USA INC., and DOES  
1-100, inclusive,

Defendant.

CASE NO. CV 12-9996-SJO (JEMx)

**ORDER GRANTING PLAINTIFFS'  
RENEWED MOTION FOR  
PRELIMINARY APPROVAL OF  
CLASS SETTLEMENT AND  
APPROVAL OF PAGA  
SETTLEMENT**

DATE: January 27, 2014  
TIME: 10:00 a.m.  
CTRM.: 1

Assigned to the Honorable S. James Otero

1 TO ALL PARTIES AND THEIR RESPECTIVE COUNSEL OF RECORD:

2 Plaintiffs' Renewed Motion for Preliminary Approval of Class Settlement  
3 and Approval of PAGA Settlement came before this Court, the Honorable S. James  
4 Otero presiding, on January 27, 2014. The Court, having considered the papers  
5 submitted in support of the application of the parties, and the argument of counsel,  
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HEREBY ORDERS THE FOLLOWING:

1. The Court grants preliminary approval of the Class Settlement and the Settlement Class based upon the terms set forth in the Revised Stipulation of Settlement and Release Between Plaintiffs and Defendant ("Revised Settlement") (ECF No. 72-1). The Revised Settlement appears to be fair, adequate, and reasonable to the Class.

2. The Revised Settlement falls within the range of reasonableness and appears to be presumptively valid, subject to any objections that may be raised at the final fairness hearing and final approval by this Court. The request for attorneys' fees in the sum of 20% of the \$450,000 settlement fund is reasonable because the final award will be dependent upon the number of class members who achieve a benefit. Further, the Court notes that the \$7,500 service awards requested on behalf of the Named Plaintiffs will likely be subject to reduction before the Court grants final approval. The Court finds that the settlement of Plaintiffs' claims under the California Private Attorney General Act are fair and reasonable and are approved.

3. A final fairness hearing on the question of whether the proposed Revised Settlement, attorneys' fees to Class Counsel, attorneys' costs, and the Class Representative's service awards should be finally approved as fair, reasonable, and adequate as to the members of the Class is scheduled for Monday, June 2, 2014, at 10:00 a.m., in Courtroom 1 before the Honorable S. James Otero.

4. The Court approves, as to form and content, the Notice of Proposed

1 Class Action Settlement (“Notice”) attached as Exhibit A to the Revised Settlement  
 2 (ECF No. 72-1, Ex. A). The Court approves the procedure for Class Members to  
 3 opt out of the Class, as set forth in the Revised Settlement. Further, the Court  
 4 approves the procedure set forth in the Revised Settlement and Notice for Class  
 5 Members to object to the Revised Settlement.

6 5. The Court directs the mailing of the Notice by first-class mail to the  
 7 Class Members in accordance with the Implementation Schedule set forth below.  
 8 The Court finds the dates selected for the mailing and distribution of the Notice  
 9 meet the requirements of due process and provide the best notice practicable under  
 10 the circumstances and shall constitute due and sufficient notice to all persons  
 11 entitled to receive notice.

12 6. It is ordered that the Class is preliminarily certified for settlement  
 13 purposes.

14 7. The Court appoints The Law Office of Andrew J. Sokolowski, The  
 15 Law Offices of Rhett T. Francisco, and The Law Offices of Pawel R. Sasik as Class  
 16 Counsel.

17 8. The Court confirms KCC Class Action Services, LLC as the Claims  
 18 Administrator.

19 9. The Court orders the following Implementation Schedule for further  
 20 proceedings:

21		
22	Deadline to disseminate class notice:	15 days after Claims Administrator
23		receives class data from Defendant
24		
25	Deadline to file briefs in support of	28 days before Final Approval Hearing
26	motion for final approval and motion	
27	for fees and costs:	
28		

1		
2	Deadline for class members to file	60 days after class notice is mailed or 30
3	comments in support of or in	days after the class member's notice is
4	objection to the settlement:	returned undeliverable and re-mailed,
5		whichever is later
6		
7		
8	Deadline for Class Members to opt-	60 days after class notice is mailed or 30
9	out of the settlement (postmark date):	days after the class member's notice is
10		returned undeliverable and re-mailed,
11		whichever is later
12	Deadline for the parties' replies to	10 days prior to the Final Approval
13	any class member objections:	Hearing
14		
15	Final Fairness Hearing (Final	June 2, 2014 at 10:00 a.m.
16	Approval) Hearing.	
17		

18 IT IS SO ORDERED.

19 Dated: February 6, 2014

*S. James Otero*

21 THE HONORABLE S. JAMES OTERO  
22 UNITED STATES DISTRICT COURT